

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Patent Application of

John Colgrave

Application No. 10/561,260

Filed: **October 16, 2006**

For: User Access to a Registry of Business
Entity Definitions

Group Art Unit: 3621

Examiner: Joshua A. Murdough

Confirmation No.: 5696

DECLARATION UNDER 37 C.F.R. § 1.132

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I declare the following:

1. I am an attorney of record in the prosecution of the instant application, U.S.
Patent Application Serial No. 10/561,260.

2. Attached to the present declaration as Exhibit A is a document entitled “UDDI Technical White Paper,” which is a known documentation of the UDDI standard. This document was published as early as September 6, 2000, and is presently available on the Internet at http://uddi.org/pubs/Iru_UDDI_Technical_White_Paper.pdf.

3. Attached to the present declaration as Exhibit B is a document entitled “Modeling the UDDI Schema with UML,” which describes a known XML Schema associated with the UDDI Specification. This document was published as early as February, 2001, and is presently available on the Internet at <http://www.xmlmodeling.com/models/uddi/article/ModelingUDDI.pdf>.

4. Attached to the present declaration as Exhibit C is a document entitled “UDDI Programmer’s API 1.0,” which is a known documentation of the UDDI standard. This document was published as early as June 28, 2002, and is presently available on the Internet at <http://uddi.org/pubs/ProgrammersAPI-V1.01-Published-20020628.pdf>.

5. Attached to the present declaration as Exhibit D is a document entitled “UDDI Version 2.03 Data Structure Reference,” which is a known documentation of the UDDI standard. This document was published as early as July 19, 2002, and is presently available on the Internet at http://uddi.org/pubs/DataStructure_v2.pdf.

6. Each of Exhibits A-D was publicly available at the time the present application was filed.

7. Exhibit A describes a data structure known as a “businessEntity element,” of “businessEntity,” which “serves as the top-level information manager for all of the information about a particular set of information related to a business unit.” (Exhibit A, p. 5). Exhibits B-D also refer to the businessEntity element, provide additional descriptions, uses, and specifications for the data structure. (*See, e.g.*, Exhibit B, pp. 3-5; Exhibit C, pp. 12-14, 17, Exhibit D, pp. 5-6, 8-14).

8. These disclosures demonstrate that the terms “businessEntity,” “businessEntity element,” and their equivalents had accepted and understood meanings in the relevant art at the time the present patent application was filed.

9. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Steven L. Nichols
Attorney for Applicant

October 5, 2010

Date